

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: April L. Pilon, et al.

Conf. No.: 3615

Serial No.: 10/647,371

Filing Date: August 25, 2003

For: METHODS AND COMPOSITIONS FOR THE TREATMENT OF
FIBROTIC CONDITIONS AND IMPAIRED LUNG FUNCTION AND
TO ENHANCE LYMPHOCYTE PRODUCTION

Group Art: 1647

Examiner: ROMEO, DAVID S.

Commissioner for Patents
Alexandria, VA 22313-1450
Attention: Office of Petitions

**PETITION UNDER 37 C.F.R. § 1.137(b) TO REVIVE
AN UNINTENTIONALLY ABANDONED APPLICATION**

Sir:

Applicants submit this Petition Under 37 C.F.R. § 1.137(b) to revive the above-identified application. A Notice of Abandonment was mailed on May 15, 2007 stating that the application was abandoned due to Applicants' failure to timely respond to the Office Action mailed June 15, 2006.

The entire delay in filing a response to the outstanding Office Action, from the due date for the response until the filing of this petition pursuant to 37 C.F.R. § 1.137(b), was unintentional as the Office Action was never received by the attorneys for the Applicant. The Office Action, dated June 15, 2006, was mailed to the previous address of Applicants' attorney

of record. Due to an unintentional error in the attorney's filing system, the subject application was not linked to the attorney's Customer Identification Number. This resulted in the attorney correspondence address not being changed for this application. Thus, the failure to respond to the Office Action was unintentional.

This petition is being filed concurrently with a response to the June 15, 2006 Office Action.

The Director is hereby authorized to charge the amount of \$750.00 in payment of the required fee for a small entity under 37 C.F.R. 1.17(m) to Deposit Account No. 50-0540. The Director is also authorized to charge any additional fees that may be required or credit any overpayment to Deposit Account No. 50-0540.

Expeditious revival and resumption of the examination of the present application is earnestly solicited.

Respectfully submitted,

Dated: July 31, 2007

/Henry J. Cittone/

Henry J. Cittone, Reg. No. 57,206
KRAMER LEVIN NAFTALIS & FRANKEL LLP
1177 Avenue of the Americas
New York, New York 10036
(212) 715-9100 (telephone)
(212) 715-8000 (facsimile)